

LABOR COMPLIANCE PROGRAM ANNUAL REPORT

Format for Approved Program that contracts with Awarding Bodies to provide labor compliance enforcement

INTERIM REPORT for the reporting period 1/1/2010 to 6/30/2010
(mm/dd/yyyy) (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP) :
 Labor Compliance Providers, Inc.

2. LCP I.D. Number (assigned by DIR): LCP ID: 2002.00001	3. Date of Initial Approval: 1/17/2003
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4. Contact person (include name, title, address, telephone, fax, and e-mail, if available):

James Reed, Labor Compliance Officer
 1168 E. La Cadena Dr., #201, Riverside, CA 92507
 P: (951) 686-3482 – F: (951) 686-8470 – Email: LCP_inc@msn.com

5. List all Awarding Bodies covered by this report as well as any other Awarding Bodies with whom the LCP currently has a contract to provide compliance enforcement. If *none*, please proceed directly to item 7 and provide all requested information. Then complete the information below, and sign and submit this form to DIR, Office of the Director, Attn: LCP Special Assistant/455 Golden Gate Avenue, 10th Floor, San Francisco, CA 94102.

County of Riverside Economic Development Agency
 Mojave Unified School District
 Rancho California Water District
 Santa Ana Unified School District
 Southern Kern Unified School District

What suggestions do you have for the Department of Industrial Relations to better assist you with your program in the coming year? (attach additional sheets if necessary):

SUBMITTED BY:


 Signature

James Reed, Labor Compliance Administrator
 Name and Title

August 23, 2010
 Date

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: County of Riverside, Economic Development Agency

A. List projects handled by LCP within the past 6 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Highgrove Library	7/21/09	RC Construction	\$2,949,805
Total			\$2,949,805

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Highgrove Library	Ed Graves & Associates	\$6.50	\$6.50	No	1777.5; underpayment of training fund contributions
Total		\$6.50	\$6.50		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Highgrove Library	\$6.50	\$6.50	Below \$1000 threshold
Total	\$6.50	\$6.50	

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D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount			Assessed	Wages	Total	Amount Recovered			Wages	Total
	LC § 1776(g)	LC § 1775	LC § 1813				LC § 1776(g)	LC § 1775	LC § 1813		
None for period											
Total											

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
None for this period				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one:

YES ☐ NO ☒

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one:

YES ☐ NO ☒

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Mojave Unified School District

A. List projects handled by LCP within the past 6 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
California City High School Bldg's A & J	09/21/06	Seward L. Schreder Construction	\$13,744,044
Hacienda Elementary School	09/21/06	Seward L. Schreder Construction	\$7,255,956
Mojave High School	2/1/07	Seward L. Schreder Construction	\$1,510,652
Mojave Elementary School	2/1/07	Seward L. Schreder Construction	\$3,780,474
Mojave Elementary School Modernization 100, 300	5/21/07	Seward L. Schreder Construction	\$629,255
Mojave High School Modernization 800, 900, 100	5/21/07	Seward L. Schreder Construction	\$1,570,745
Total			\$28,491,126

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Hacienda	Dontek Systems	859.31	\$859.31	— Yes <input checked="" type="checkbox"/> No	LC 1775; Wrong wage determination
Mojave High School	Brian Howell Construction	\$13.45	\$13.45	— Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave Elementary	Brian Howell Construction	\$76.95	\$76.95	— Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave High School	Meldon Glass	\$14.28	\$14.28	— Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave Elementary	Sturgeon & Son Grading/Paving	\$60.80	\$60.80	— Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave Elementary	Andy Gump	\$10.85	\$10.85	— Yes <input checked="" type="checkbox"/> No	CCR 16432, LC 1775; Underpayment discovered via payroll confirmation
Mojave Elementary	Cal Pacific Roofing	\$12.27	\$12.27	— Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave Elementary	Sturgeon & Son Grading/Paving	\$24.32	\$24.32	— Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave Elementary	Thompson Painting	\$255.76	\$255.76	— Yes <input checked="" type="checkbox"/> No	1775; Underpayment discovered via worker inte confirmation

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Mojave High School	Pickenpaugh Concrete	\$2.55	\$2.55	— Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	1777.5; Underpayment of training funds
Mojave Elementary	Doortek Systems	\$63.84	\$63.84	— Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	1774; Prevailing wage underpayment
Total		\$1,394.38	\$1,394.38		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Hacienda	\$859.31	\$859.31	Below \$1000 threshold
Mojave High School	\$13.45	\$13.45	Below \$1000 threshold
Mojave Elementary	\$76.95	\$76.95	Below \$1000 threshold
Mojave High School	\$14.28	\$14.28	Below \$1000 threshold
Mojave Elementary	\$60.80	\$60.80	Below \$1000 threshold
Mojave Elementary	\$10.85	\$10.85	Below \$1000 threshold
Mojave Elementary	\$12.27	\$12.27	Below \$1000 threshold
Mojave Elementary	\$24.32	\$24.32	Below \$1000 threshold
Mojave Elementary	\$255.76	\$255.76	Below \$1000 threshold
Mojave High	\$2.55	\$2.55	Below \$1000 threshold
Mojave Elementary	\$63.84	\$63.84	Below \$1000 threshold
Total	\$1,327.99	\$1,327.99	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed	Wages	Total	Amount Recovered	Wages	Total
LC § 1776(g)	LC § 1775	LC § 1813		LC § 1776(g)	LC § 1775	LC § 1813
None for period						
Total						

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
None for this period				

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F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one:

YES ☐ NO ☒

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one:

YES ☐ NO ☒

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Rancho California Water District

A. List projects handled by LCP within the past 6 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Vail Lake Transmission Main & Pump Station	10/2/09	L.H. Woods & Sons	\$7,995,555
Total			\$7,995,555

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Vail Lake Transmission Main & Pump Station	BHA, Inc.	\$570.38	\$570.38	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	LC 1775; wrong determination applied
Total		\$570.38	\$570.38		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Vail Lake Transmission Main & Pump Station	\$570.38	\$570.38	Below \$1000 threshold
Total	\$570.38	\$570.38	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed	Amount Recovered	Wages	Total
LC §1776(g)	LC § 1775	LC § 1813		
None for period				
Total				

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E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
None for this period				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one:

 YES ✓ NO

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one:

 YES ✓ NO

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Santa Ana Unified School District

A. List projects handled by LCP within the past 6 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Madison Elementary School Phase 1	7/7/09	Silver Creek Industries	\$6,692,000
Madison Elementary School Phase 2	11/18/08	USS Cal Builders	\$1,978,000
Total			\$8,670,000

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Madison Phase 1	Edward Graves & Assoc	\$204.72	\$204.72	___ YES <input checked="" type="checkbox"/> NO	Misclassification [CCR16432(f)]
Madison Phase 1	Edward Graves & Assoc	\$119.36	\$119.36	___ YES <input checked="" type="checkbox"/> NO	LC 1774; Fringe Benefits Due to Trust Fund
Madison Phase 2	Southwest Grading	\$3,656.35	\$3,853.15	<input checked="" type="checkbox"/> YES ___ NO	LC 1774 & 1777.5; Fringe Benefit contributions due to the trust fund & CAC underpayment
Madison Phase 2	Ace Demolition	\$75.45	\$75.45	___ YES <input checked="" type="checkbox"/> NO	LC 1774; Under-reported hours to Trust Fund
Madison Phase 2	Sitecon	\$797.61	\$797.61	___ YES <input checked="" type="checkbox"/> NO	CCR 230.1; Apprentice working without Journeyman
Madison Phase 2	Marina Landscape	\$434.29	\$259.00	___ YES <input checked="" type="checkbox"/> NO	Landscape Tender vs. Laborer Ratio Violation
Madison Phase 1	TL Shield & Associates	\$9.44	\$9.44	___ YES <input checked="" type="checkbox"/> NO	LC 1777.5; Training Fund Underpayment
Madison Phase 2	Ace Demolition	\$512.16	\$512.16	___ YES <input checked="" type="checkbox"/> NO	LC 1774; Under-reported hours to Trust Fund
Madison Phase 2	USS Cal Builders	\$596.88	\$596.88	___ YES <input checked="" type="checkbox"/> NO	LC 1774; Prevailing Wage Underpayment
Madison Phase 2	Southwest Grading	\$1,643.44	\$880.08	___ YES <input checked="" type="checkbox"/> NO	LC 1774; Non-reporting of worker; prevailing wage underpayment
Madison Phase 1	Golden Belt Coalings	\$951.45	\$951.45	___ YES <input checked="" type="checkbox"/> NO	1777.5 Over-utilization of apprentices; pay as Journeyman
Madison Phase 1	Golden Belt Coalings	\$583.91	\$583.91	___ YES <input checked="" type="checkbox"/> NO	1777.5 Over-utilization of apprentices;

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						pay as Journeyman
Madison Phase 2	Southwest Grading	\$302.63	\$302.63	___ YES	✓ NO	1775; Fringe benefit underpayment
Madison Phase 2	Sitecon	\$121.67	\$121.67	___ YES	✓ NO	1777.5 Over-utilization of apprentices; pay as Journeyman
Madison Phase 2	LA Demo Ex.	\$88.40	\$88.40	___ YES	✓ NO	1777.5 Training fund underpayment
Madison Phase 2	LA Demo Ex.	\$449.00	\$449.00	___ YES	✓ NO	1774; prevailing wage underpayment
Total		\$10,546.76	\$9,804.91			

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Madison Phase 1	\$204.72	\$204.72	Amount below \$1000 threshold
Madison Phase 2	\$3,853.15	\$3,853.15	Contractor paid restitution 1 day prior to sending Forfeiture Request to the Labor Commissioner
Madison Phase 1	\$119.36	\$119.36	Amount below \$1000 threshold
Madison Phase 2	\$75.45	\$75.45	Amount below \$1000 threshold
Madison Phase 2	\$797.61	\$797.61	Amount below \$1000 threshold
Madison Phase 2	\$434.29	\$259.00	Amount below \$1000 threshold
Madison Phase 1	\$9.44	\$9.44	Amount below \$1000 threshold
Madison Phase 2	\$512.16	\$512.16	Amount below \$1000 threshold
Madison Phase 2	\$596.88	\$596.88	Amount below \$1000 threshold
Madison Phase 1	\$951.45	\$951.45	Amount below \$1000 threshold
Madison Phase 2	\$88.40	\$88.40	Amount below \$1000 threshold
Madison Phase 1	\$449.00	\$449.00	Amount below \$1000 threshold
Total	\$8,091.91	\$7,916.62	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
Madison Ph 2	\$0.00	\$250.00	\$0.00	\$1378.08	\$1643.44	\$0.00	\$150.00	\$0.00	\$14.72	\$680.08
Total	\$0.00	\$250.00	\$0.00	\$1378.08	\$1643.44	\$0.00	\$150.00	\$0.00	\$14.72	\$680.08

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E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
<i>None for this period</i>				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one:

☒ YES ☐ NO

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: Southwest Grading, 1/11/10

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one:

☐ YES ☒ NO

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Southern Kern Unified School District

A. List projects handled by LCP within the past 6 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Tropico Middle School	3/10/09	Seward L. Schröder	\$5,924,509
Total			\$5,924,509

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Tropico	Hanes & Associates	\$50.40	\$50.40	No	1777.5(m)(1) under-payment of training funds
Tropico	Mike Boban Construction	\$649.00	\$649.00	No	1774; Paid regular OT rate; should've been double-time
Tropico	Campbell Electric	\$32.50	\$32.50	No	1777.5(m)(1) Non-payment of training funds
Tropico	Hanes & Associates	\$227.92	\$227.92	No	1774; Prevailing wage underpayment
Tropico	Plumbing Systems	\$108.05	\$108.05	No	1774; Prevailing wage underpayment
Tropico	CMA Fire Protection (Dba: RLH)	\$1.80	\$1.80	No	1777.5(m)(1) under-payment of training funds
Tropico	Mike Boban Construction	\$10.13	\$10.13	No	1777.5(m)(1) Non-payment of training funds
Tropico	Hanes & Associates	\$98.90	\$98.90	No	1774; Prevailing wage underpayment
Tropico	Campbell Electric	\$18.24	\$18.24	No	1774; Prevailing wage underpayment to Pension Plan
Tropico	CMA Fire Protection (Dba: RLH)	\$196.50	\$196.50	No	1774; Prevailing wage underpayment
Tropico	CMA Fire Protection (Dba: RLH)	\$78.66	\$78.66	No	1774; Prevailing wage underpayment to Pension Plan
Tropico	CMA Fire Protection (Dba: RLH)	\$69.96	\$69.96	No	1774; Prevailing wage underpayment to Pension Plan
Tropico	Xcel Concrete Floor Flatness Testing	\$5.20	\$5.20	No	1777.5(m)(1) Non-payment of training funds

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Tropico	Plumbing Systems		\$108.05	\$108.05	No	1777.5(m)(1) Non-payment of training funds
Tropico	CMA Fire Protection		\$110.75	\$110.75	No	1774; Prevailing wage underpayment
Tropico	Andy Gump		\$12.80	\$12.80	No	1777.5(m)(1) Non-payment of training funds
Total			\$1,778.86	\$1,778.86		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Tropico	\$50.40	\$50.40	Under \$1000 threshold
Tropico	\$649.00	\$649.00	Under \$1000 threshold
Tropico	\$32.50	\$32.50	Under \$1000 threshold
Tropico	\$227.92	\$227.92	Under \$1000 threshold
Tropico	\$108.05	\$108.05	Under \$1000 threshold
Tropico	\$1.80	\$1.80	Under \$1000 threshold
Tropico	\$10.13	\$10.13	Under \$1000 threshold
Tropico	\$98.90	\$98.90	Under \$1000 threshold
Tropico	\$18.24	\$18.24	Under \$1000 threshold
Tropico	\$196.50	\$196.50	Under \$1000 threshold
Tropico	\$78.66	\$78.66	Under \$1000 threshold
Tropico	\$69.96	\$69.96	Under \$1000 threshold
Tropico	\$5.20	\$5.20	Under \$1000 threshold
Tropico	\$108.05	\$108.05	Under \$1000 threshold
Tropico	\$110.75	\$110.75	Under \$1000 threshold
Tropico	\$12.80	\$12.80	Under \$1000 threshold
Total	\$1,778.86	\$1,778.86	

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D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
None for period										
Total										

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
None for this period				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one:

YES ☒ NO ☐

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one:

YES ☐ NO ☒

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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7. On a separate sheet, provide a certificate of compliance with conflict of interest disclosure requirements by employees and consultants who participate in making governmental decisions (as defined under 2 CCR § 18701) along with the names of LCP personnel who are filing disclosure statements and the agencies with which those statements are being filed.

8. Please update the following information per 8 CCR § 16426(a)(2), (3) and (5) disclosure requirement:

A. Identify the geographical areas in which the program intends to operate and the identity of any public agencies not previously identified in this report with which the program intends to contract to provide labor compliance enforcement.

Orange County, Riverside County, and Kern County

B. State whether the entity shares personnel, management, ownership or other close affiliation with any of the following: (1) any contractor or subcontractor that within the preceding five years has been awarded a public works contract within the geographical area in which the program operates or intends to operate or with any public agency with which the program has contracted or intends to contract to provide labor compliance enforcement; (2) any person or entity who has been the surety on such a contract; (3) any joint labor-management committee established pursuant to the Federal Labor Management Cooperation Act of 1978 (section 175a of Title 29 of the United States Code); or (4) any person or entity who has represented workers employed in the same or similar classifications as those employed for such a contract and who has been engaged in (i) an organizational campaign under the National Labor Relations Act with contractors competing for such contracts or (ii) a jurisdictional dispute with another collective bargaining representative of workers utilized for such contracts. For each affiliation, please provide the name, address, telephone number, and principal contact person for the person or entity; please identify shared personnel, management, and ownership; and if applicable, please provide a short description of the nature and extent of any other close affiliation:

Labor Compliance Providers, Inc. is the sister company of the Center for Contract Compliance, a labor-management committee formed under the Labor Management Act of 1978. The Center for Contract Compliance is located at 4399 Santa Anita Ave., El Monte, California. James Reed is the Executive Director for the Center for Contract Compliance and Administrator for Labor Compliance Providers, Inc.; phone number (951) 712-5197

C. Identify the attorney or law firm available to provide legal support for the LCP, and whether the persons or firms providing that support also represent any contractor, subcontractor, surety, or worker representative referred to in the preceding item.

Attorney/Law Firm Name (include address, contact person, and telephone number)
Dwayne McKenzie; Cox, Castle & Nicholson LLP, 2049 Century Park East 28th Floor, Los Angeles, CA 90067; Phone: (310) 277-4222

CERTIFICATE OF COMPLIANCE

Labor Compliance Providers, Inc. is hereby issuing this certificate of compliance with the conflict of interest disclosure requirements by employees and consultants who participate in making governmental decisions (as defined under 2 CCR §18701).

The following Labor Compliance Providers, Inc. personnel have filed disclosure statements with the below listed agencies:

James Reed	County of Riverside, Economic Development Agency
James Reed	Santa Ana Unified School District
James Reed	Southern Kern Unified School District
James Reed	Mojave Unified School District
James Reed	Rancho California Water District